GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Deptt., - Adverse News Item published on appointments and extension of services of Technical Assistants under MGNREGS Programme on outsourcing basis in PR Circle, Vizianagaram District – Disciplinary Proceedings initiated against Sri K.Srinivasa Kumar, Deputy Executive Engineer (PR) and the then EE(FAC), PRI Division, Vizianagaram (now retired)– Inquiry conducted – Disagreed with the findings of Inquiring Authority and communicated the disagreement factors - Explanation received - Imposing a punishment of 7% cut in pension for a period of one year under Rule 9 of A.P. Revised Pension Rules, 1980 – Orders – Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

**G.O.RT.No. 584** **Dated: 15-10-2020.**

Read the following :

Ref:- 1.From the District Collector, Vizianagaram Lr.No.56/2014 CC, Dt.31.8.2014.
2.G.O.Rt.No.188, PR&RD(Vig.I) Department, Dt.23.02.2015.
3.From Sri K.Srinivasa Kumar, the then EE(FAC), PRI Division, Vizianagaram, Written Statement of Defence, Dt.22.09.2015.
4.G.O.Rt.No.1172, PR&RD (Vig.I) Department, Dt.28.12.2015.
5.From ENC, PR, Hyd., Lr.No.Vig.I(1)/125272/2016, Dt.16.08.2016.
6.Govt.Memo.No.14650/Vig.I/2014, PR&RD (Vig.I) Department, Dt.24.08.2017.
7.From Sri K.Srinivasa Kumar, the then EE(FAC), PRI Division, Vizianagaram, now retired, explanation, Dt.24.10.2017.
8.Govt.Memo.No.14650/Vig.I/2014, PR&RD (Vig.I) Department, Dt.21.01.2019.
9. From Sri K. Srinivas Kumar, Dy.EE and former E.E (FAC), Vizianagaram (Now Retired), representation dt: 30.04.2019.
10. Govt. letter No.14650/Vig. I2014, PR&RD (Vig. I) Dept., Dt:26.8.2019.
11. From the Secretary, APPSC, No. 476/DC&C/2019, dt: 23.09.2019.

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O R D E R:

In the reference 2nd read above, Government have initiated departmental proceedings against Sri K. Srinvias Kumar, Deputy Executive Engineer (PR) and Executive Engineer (FAC), PRI Division, Vizianagaram framing following article of charge for extension of services of technical assistants under MGNREGS programme on outsourcing basis

P.T.O.,

in PR Circle, Vizianagaram District with anti-date (12.08.2014) on 16.08.2014 even though he was relieved from his services on 12.08.2014, with a direction to submit his written statement of defence :

Charge:

That Sri K.Srinivasa Kumar, former Executive Engineer (FAC) PRI Division Vizianagaram, now working as DEE, PIU SD, Cheepurupalli, Vizianagaram, making allegations extension services of Technical Assistants under MGNREGS programme for which an adverse item news was published in Eenadu Telugu daily News paper on dt.19.08.2014

2. In the reference 3rd read above, the Charged Officer has submitted his Written Statement Defence. After examining of the matter, Government have taken decision to conduct regular enquiry into the matter. Accordingly, in the reference 4th read above, Government appointed Sri C.V.S. Ram Murthy, Engineer- in- Chief, Panchayat Raj as Inquiring Authority to conduct enquiry into the matter.

3. In the reference 5th read above, the Inquiry Authority has submitted enquiry report and held that Charged Officer is not found guilty.

4. The Government disagreed with the findings of the Inquiry Authority on the following disagreement factors :

"the charge is that the C.O.,, viz, Sri K.Srinivasa Kumar, former EE (FAC), has communicated the orders of extension of services of technical assistants sponsored by outsourcing agency with anti date (12.08.2014) on 16.08.2014, even though he was relieved from his services on 12.08.2014. The statements of the then superintendents, Sri G.V.Ratna Kumar and Sri G.Ganapathy, the then Jr. Asst., (Tappal Clerk), Sri G.Hari Babu, Jr. Asst.(given to preliminary enquiry officer) substantiate the allegations. The Inquiring authority has not examined any of them during his enquiry but simply relied on Inward Register and gave his findings that the C.O., is not found guilty".

5. Accordingly, in the reference 6th read above, Government furnished the copy of the enquiry report along with above disagreement factors to the charged officer Sri K.Srinivasa Kumar, the then Executive Engineer (FAC), PRI Division, Vizianagaram (now retired) under Rule 21(2) of A.P.C.S (CC&A) Rules, 1991, with a direction to submit representation, if any, in the matter.

6. In the reference 7th read above, the charged officer, Sri K.Srinivasa Kumar, the then Executive Engineer (FAC), PRI Division, Vizianagaram (now retired) has submitted his explanation requesting to drop further action against him.

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7. Government after careful examination of the matter and having not satisfied with the explanation of the C.O., have provisionally decided to impose a punishment of 7% cut in pension for a period of one year on the Charged Officer Sri K.Srinivasa Kumar, Deputy Executive Engineer (PR) and the then Executive Engineer (FAC), PRI Division, Vizianagaram (now retired) under Rule 9 of Andhra Pradesh Revised Pension, 1980. Accordingly, in the reference 8th read above, Government have communicated the above provisional decision to the charged officer calling for his representation if any in the matter.

8. In the reference 9th read above, the charged officer has submitted his representation duly stating that the there was no proper enquiry conducted in the matter and requesting to drop the proposed punishment against him.

9. Government have examined the representation of the charged officer and observe that the charged officer has not submitted any valid grounds. Accordingly, Government have decided to proceed further to impose the above penalty against the charged officer and addressed the A.P. Public Service Commission for their concurrence vide references 10th read above

19. In the reference 11th read above, the Secretary, A.P. Public Service Commission has communicated the consent of the Commission to impose the above penalty against the charged officer and advised to take action accordingly.

11. Government, after careful examination of the matter, hereby impose the penalty of 7% cut in pension for a period of one (1) year against Sri K. Srinivasa Kumar, Deputy Executive Engineer (PR) and the Executive Engineer (FAC), PRI Division, Vizianagaram (now Retd.) under rule 9 of A.P. Revised Pension Rules, 1980 in the matter.

12. The Engineer-in-Chef, Panchayat Raj, A.P, Vijayawada shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Srinivasa Kumar, Deputy Executive Engineer (PR) and the Executive Engineer (FAC), PRI Division, Vizianagaram (now Retd.)
**through** Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the order on the individual and furnish the dated acknowledgment copy)

P.T.O.,

**Copy to:**

The Secretary to Vigilance Commission, Andhra Pradesh Vigilance Commission, Velagapudi.
The Secretary, A.P. Public Service Commission, Vijayawada.
The Accountant General, A.P, Hyderabad.
The P.R. & R.D (Estt.I) Department.
Sf/Sc.

//FORWARDED::BY::ORDER//

SECTION OFFICER